

REMARKS

Claims 1-14, 16, 17, and 19-25 are pending. Claims 1 and 8 have been amended, claims 15 and 18 have been canceled, and new claims 20-25 have been added to recite additional features of the embodiments disclosed in the specification.

Reconsideration of the application is respectfully requested for the following reasons.

In the Office Action, claims 1-19 were rejected under 35 USC § 112, second paragraph, on grounds that claims 1 and 8 unclearly defines the structure of the emission layer and the relationship between the hole blocking layer and the emission layer.

Claim 1 has been amended to clarify these features. As amended, claim 1 recites that the emission layer includes “a first emission layer formed in a first emission area, a second emission layer formed in a second emission area, and a third emission layer formed in a third emission area.” Claim 1 further recites that the hole blocking layer is formed “over the first, second, and third emission layers . . . of substantially a same substance as that of the third emission layer.” Claim 8 has been amended in a similar manner. Applicants respectfully submit that these amendments are sufficient to overcome the § 112 rejection.

Claims 1-6, 8-14, 16, 17, and 19 were rejected under 35 USC § 102(e) for being anticipated by the Tung patent. Applicants traverse this rejection on the following grounds.

It is well settled that the effective date of a U.S. patent when used as a reference under § 102(e) is its actual U.S. filing date, taking into consideration the filing of any prior applications under 35 USC §§ 119(e) and 120. The U.S. filing date of the Tung patent is July 10, 2003. The

filing date of the document (Korean Patent Application No. 2002-10394) to which the present application claims priority is February 19, 2003. In order to perfect Applicants' claim for priority, an English translation of Korean Patent Application No. 2002-10394 has been submitted with this paper, along with a statement indicating that the translation is accurate.

With the filing of the English translation and statement, it is respectfully submitted that the requirements of MPEP § 201.15 have been satisfied for removing the Tung patent as a reference against the claims in the present application. Withdrawal of the § 102(e) rejection is therefore respectfully requested.

Claim 7 was rejected under 35 USC § 103(a) for being obvious in view of a Tung-Tutt combination. This rejection is traversed on grounds that the Tung patent has been removed as a reference against the claims. Because the Tutt patent publication does not teach or suggest the features of base claim 1 which Tung was relied on to disclose, it is respectfully submitted that claim 7 is allowable.

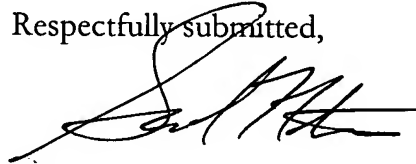
In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. Favorable consideration and timely allowance of the application is respectfully requested.

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Reply to Office Action October 17, 2006

Docket No. K-0610

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,



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